

**SPECIAL SESSION ---- ROANOKE CITY COUNCIL**

**November 25, 2003**

**3:30 p.m.**

**The Council of the City of Roanoke met in special session on Tuesday, November 25, 2003, at 3:30 p.m., in the City Council's Conference Room, fourth floor, Noel C. Taylor Municipal Building, 215 Church Avenue, S. W., City of Roanoke, Virginia, with Mayor Ralph K. Smith presiding, pursuant to Section 10, Meetings of Council Generally, Charter of the City of Roanoke, with Mayor Ralph K. Smith presiding.**

**PRESENT: Council Members William D. Bestpitch, M. Rupert Cutler, Alfred T. Dowe, Jr. (arrived late), Beverly T. Fitzpatrick, Jr. (arrived late), C. Nelson Harris, Linda F. Wyatt, and Mayor Ralph K. Smith-----7.**

**ABSENT: None-----0.**

**OFFICERS PRESENT: Mary F. Parker, City Clerk.**

**The special meeting was called pursuant to the following communication from Vice-Mayor Harris:**

**"November 24, 2003**

**The Honorable Mayor and  
Members of Roanoke City Council  
Roanoke, Virginia**

**Dear Mayor Smith and Members of Council:**

**Pursuant to Section 10, Meetings of Council Generally, Chapter 10 of the City Charter, I am calling a special meeting of Council for Tuesday, November 25, 2003, at 3:30 p.m., in the Council's Conference Room, fourth floor, Noel C. Taylor Municipal Building, 215 Church Avenue, S. W., City of Roanoke. The purpose of the meeting will be to discuss appointment of a Constitutional Officer.**

**Sincerely,**

**S/C. Nelson Harris**

**C. Nelson Harris  
Vice-Mayor**

**pc: Darlene L. Burcham, City Manager  
William M. Hackworth, City Attorney  
Jesse A. Hall, Director of Finance  
Mary F. Parker, City Clerk"**

**Mr. Cutler moved that Council convene in a Closed Session to discuss a personnel matter, being the appointment of a Constitutional Officer, pursuant to Section 2.2-3711(a)(1), Code of Virginia (1950) as amended. The motion was seconded by Mr. Bestpitch and adopted by the following vote:**

**AYES: Council Members Bestpitch, Cutler, Harris, Wyatt and Mayor Smith----5.**

**NAYS: None-----0.**

**(Council Members Dowe and Fitzpatrick were not present when the vote was recorded.)**

**At 3:35 p.m., the Mayor declared the meeting in recess for one closed session.**

**(Council Members Dowe and Fitzpatrick entered the meeting during the Closed Session.)**

**At 7:35 p.m., the meeting reconvened in the Council's Conference Room, with all Members of the Council in attendance, except Mayor Smith, Vice-Mayor Harris presiding.**

**COUNCIL: With respect to the Closed Meeting just concluded, Mr. Bestpitch moved that each Member of City Council certify to the best of his or her knowledge that: (1) only public business matters lawfully exempt from open meeting requirements under the Virginia Freedom of Information Act; and (2) only such public business matters as were identified in any motion by which any Closed Meeting was convened were heard, discussed or considered by City Council. The motion was seconded by Mr. Cutler and adopted by the following vote:**

**AYES: Council Members Bestpitch, Cutler, Dowe, Fitzpatrick, Wyatt, and Vice-Mayor Harris-----6.**

**NAYS: None-----0.**

**(Mayor Smith was absent.)**

**COUNCIL-CITY TREASURER: Ms. Wyatt moved that the City Attorney be instructed to prepare the proper measure appointing Evelyn W. Powers as City Treasurer, effective January 1, 2004. The motion was seconded by Mr. Bestpitch and adopted by the following vote:**

**AYES: Council Members Bestpitch, Cutler, Dowe, Fitzpatrick, Wyatt and Vice-Mayor Harris-----6.**

**NAYS: None-----0.**

**(Mayor Smith was absent.)**

**There being no further business, the Vice-Mayor declared the special meeting adjourned at 7:40 p.m.**

**A P P R O V E D**

**ATTEST:**

**Mary F. Parker  
City Clerk**

**Ralph K. Smith  
Mayor**

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